

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

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Association, not in its individual  
capacity but solely as Indenture  
Trustee of CIM Trust 2018-NR1

In Re:

Todd Swillinger and Kathleen Y. Fong-Swillinger



Order Filed on January 15, 2021  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

Case No.: 20-21428

Chapter:

Hearing Date: Wednesday, Dec. 16, 2020

Judge: The Honorable Christine Gravelle

**CONSENT ORDER RESOLVING OBJECTION TO CONFIRMATION**

The relief set forth on the following pages, numbered two (2) through 2 is  
**ORDERED.**

**DATED: January 15, 2021**

A handwritten signature in cursive script, reading "Christine M. Gravelle".  
\_\_\_\_\_  
Honorable Christine M. Gravelle  
United States Bankruptcy Judge

Nicole LaBletta, Esquire  
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UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW JERSEY CASE NO. 20-21428

IN RE:

CHAPTER 13

Todd Swillinger and Kathleen Y.  
Fong-Swillinger  
Debtors

CONSENT ORDER RESOLVING  
OBJECTION TO CONFIRMATION

HEARING DATE

This Consent Order pertains to the property located at 99 Bayberry Drive, Somerset, NJ 08873 ;

THIS MATTER having been brought before the Court by, Robert C. Nisenson, Esquire attorney for the debtors, Todd Swillinger and Kathleen Y. Fong-Swillinger, upon the filing of a Chapter 13 Plan, and U.S. Bank National Association not in its individual capacity but solely as Indenture Trustee of CIM Trust 2018-NR1 ("Secured Creditor") by and through its attorneys, Pincus Law Group, PLLC, having filed an Objection to the Confirmation of said Chapter 13 Plan and the parties having subsequently resolved their differences; and the Court noting the consent of the parties to the form, substance and entry of the within Order; and for other and good cause shown:

ORDERED as follows:

1. Pursuant to the Loss Mitigation Order entered in this case, the Debtor shall make post adequate protection payments to Secured Creditor.

2. In the event a loan modification is not obtained, Debtor will amend its plan to provide for arrears as contained in Secured Creditor's Proof of Claim 10-1, or to surrender the Property.
3. This Order shall be incorporated in and become a part of any Order Confirming Plan in the herein matter.

The undersigned hereby consent to the form, Content and entry of the within Order:

Robert Nisenson, ESQUIRE  
Attorney for the Debtors

/s/ 

Robert Nisenson, Esq.

/s/Nicole LaBletta  
Nicole B. LaBletta, Esq.  
Attorney for Secured Creditor:

Dated: Jan. 7, 2021